



DECLARATION (37 CFR §1.63) AND POWER OF ATTORNEY

As the below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Oxazolidinones Having a Sulfoximine Functionality**, Docket No. **6295.N CN1**, the specification of which

- ☐ is attached hereto.
- ☒ was filed on 12/14/00 as Application Serial No. 09/736,858.
- ☐ was filed on as PCT International Application No. and was amended under PCT Article 19 on , if applicable.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 CFR §1.56(a).

I hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below:

Application Serial No.	Filing Date (Day/Month/Year)
60/171,916	12/21/99

I hereby claim foreign priority benefits under 35 USC §119(a)-(d), or §365(b), of any foreign application(s) for patent or inventor's certificate or §365(a) of any PCT International Application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT International Application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed:

Application Serial No.	Country	Filing Date (Day/Month/Year)	Priority Claimed (Yes/No)
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Inventor's Signature Jackson B Hester, Jr. Date 2/28/01

Full name of sole or first inventor: Jackson B. Hester, Jr.

Residence: Galesburg, Michigan 49053

Citizenship: USA

Post Office Address: 9219 East ML Avenue, Galesburg, Michigan 49053

Inventor's Signature David L. Alexander Date 03/07/01

Full name of second joint inventor: David L. Alexander

Residence: Kalamazoo, Michigan 49007-5257

Citizenship: USA

Post Office Address: 525 S. Burdick, Apt. 3702, Kalamazoo, Michigan 49007-5257

I hereby claim the benefit under 35 USC §120, of any United States application(s) or PCT International Application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose material information as defined in 37 CFR §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Application</u> <u>Serial No.</u>	<u>Filing Date</u>	<u>Status (Patented,</u> <u>Pending, Abandoned)</u>
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint Carl W. Battle (Registration No. 30,731); James D. Darnley, Jr. (Registration No. 33,673); Ellen K. Park (Registration No. 34,055); Bruce A. Pokras (Registration No. 32,748); Edward F. Rehberg (Registration No. 34,703); Andrew M. Solomon (Registration No. 32,175); Bruce Stein (Registration No. 27,231); Thomas A. Wootton (Registration No. 35,004); and Lucy X. Yang (Registration No. 40,259); all registered to practice before the Patent and Trademark Office as my attorneys or agents with full power of substitution and revocation to prosecute this application and all divisions and continuations thereof and to transact all business in the Patent and Trademark Office connected therewith and request that all correspondence and telephone communications be directed to the following person at the mailing address and telephone number hereafter given:

Name	:	Lucy X. Yang, Attorney
Registration No.	:	40,259
Address	:	Pharmacia & Upjohn Company Global Intellectual Property 301 Henrietta Street Kalamazoo, Michigan 49001
Telephone No.	:	(616) 833-9536 or (616) 833-9500
Telefax No.	:	(616) 833-8897 or (616) 833-2316